

UNITED STATES DISTRICT COURT
for the

EASTERN District of CALIFORNIA

United States of America)
v.)
CHARLES DAVID THOMPSON) Case No: 02:04CR00440-01
Date of Previous Judgment: Sept. 16, 2005) USM No: 15465-097
(Use Date of Last Amended Judgment if Applicable)) AFD Tim Zindel
Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 9/16/05 months **is reduced to** 54 months.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 33 Amended Offense Level: 31
Criminal History Category: I Criminal History Category: I

Previous Guideline Range: 135 to 168 months Amended Guideline Range: 108 to 135 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☐ The reduced sentence is within the amended guideline range.
☒ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
☐ Other (explain):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated 9/16/2005 shall remain in effect.

IT IS SO ORDERED.

Order Date: March 27, 2008

/s/ Edward J. Garcia
Judge's signature

Effective Date: _____
(if different from order date)

EDWARD J. GARCIA, U.S. DISTRICT JUDGE
Printed name and title

